

REMARKS

Consideration of this amendment accompanying the RCE in the above-identified patent application is respectfully requested.

The disclosure is objected to as describing applicant's invention in a manner contrary to what is shown in the drawings. Specifically, applicant's specification recites at page 16, lines 24-26 a spring 69 that "illustratively acts between top surface 170 of frame assembly 113 and the spring mount or contact portion 117 of the lever 114 to urge the lever to the closed position . . ." The Examiner asserts that the spring 69 does not contact the top surface 170, and suggests replacing the phrase "top surface 170" at page 16, line 24 with --top wall--. Applicants have herein amended the specification, as suggested by the Examiner, to replace the phrase "top surface 170" with --top wall--, thereby obviating the objection to the specification.

Claims 61-76 are rejected under 35 U.S.C. ¶ 112, first paragraph, as containing subject matter which is not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention. Specifically, the phrase "the biasing member extending between the top surface of the frame member and the lever" of claim 61 is cited as lacking support in the specification.

Applicant has herein amended claims 61 and 63 to replace all recitations of the phrase "top surface" with --top wall--, and to amend the phrase "top and bottom surfaces" in claim 61 to recite --top wall and the bottom surface[[s]]--. These amendments are consistent with the amendment to the specification suggested by the

Examiner and made herein by applicant, and are believed to obviate the 35 U.S.C. ¶ 112, first paragraph, rejection of claims 61-76.

At page 4 of the subject Final Office Action, claim 61 is indicated as being allowable if rewritten to overcome the rejection(s) under 35 U.S.C. § 112, first paragraph "and to include all of the limitations of claims 63, 64 and 76." Applicant has amended claims 61 and 63 consistently with amendments to the specification suggested by the Examiner, and believe that the 35 U.S.C. § 112, first paragraph, rejection of claims 61-76 is thereby obviated. However, applicant is perplexed with the remainder of the quoted portion of the Examiner's statement. The Examiner has not provided any reasons for further basing the allowability of claim 61 on the inclusion in claim 61 of all limitations of claims 63, 64 and 76, nor has the Examiner articulated any additional art-based or other rejections of applicant's claims.

Accordingly, applicant believes that claims 61 – 76, as amended herein, are now in condition for allowance, and such action is solicited. The Commissioner is hereby authorized to charge the RCE fee of \$405 and any additional fees to our Deposit Account No. 10-0435 under attorney docket number 2835-74916. The Examiner is cordially invited to contact the undersigned by telephone to discuss any unresolved matters.

Respectfully submitted,



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